

REMARKS

Claims 1, 56-63, 67-75, 79 and 82-88 were pending and under consideration in the instant application. With this Response, no claims have been canceled or amended.

Claims 1, 56-63, 67-75, 79 and 82-88 remain pending and under consideration.

I. OBVIOUSNESS-TYPE DOUBLE PATENTING

Claims 1, 56-63, 67-75, 84, 86 and 88 stand rejected under the judicially created doctrine of obviousness-type double patenting as being allegedly unpatentable over U.S. Patent No. 6,573,239. Applicants submit that the double patenting rejection is moot in view of the Terminal Disclaimer filed herewith and respectfully request that the rejection be withdrawn.

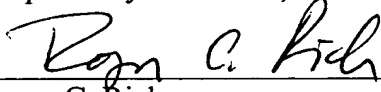
CONCLUSION

Applicants submit that Claims 1, 56-63, 67-75, 79 and 82-88 satisfy all the criteria for patentability and are in condition for allowance. An early indication of the same is therefore kindly solicited.

No fee in addition to the fee for the Terminal Disclaimer is believed due with this response. However, pursuant to 37 C.F.R. §1.136 (a)(3), the Commissioner is authorized to charge all required fees, fees under 37 C.F.R. §1.17 and all required extension of time fees, or credit any overpayment, to Jones Day Deposit Account No. 503013.

Respectfully submitted,

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